

BOARD OF DIRECTORS – ACTION SUMMARY
Wednesday, August 6, 2003 – 6:00 p.m.

Administration Building
2101 Hurley Way, Sacramento, CA

CALL TO ORDER

The meeting was called to order by President Goold. Board Members present: Duveneck, Engellenner, Goold, Granados, Stewart, Trujillo, Valley, Vanderveen. Director Jones, absent. Staff: Fire Chief Martinez, General Counsel Price, Board Clerk Tilson.

PLEDGE OF ALLEGIANCE

PUBLIC OPPORTUNITY TO DISCUSS MATTERS OF PUBLIC INTEREST WITHIN DISTRICT JURISDICTION INCLUDING ITEMS ON OR NOT ON AGENDA

Fire Engineers Christian Pebbles, Jeff Schroeder, and Kelly Tassone expressed concerns relative to the practice of mandatory callback for Engineers, citing the impact on family, holidays, and participation in other department programs. In favor of initiating another Engineer testing process to resolve the problem and requested the support of the Board and Fire Chief.

Captain Pat Monahan of Local 522, emphasized the necessity of another test to alleviate the impact on the daily lives of the employees and offered Union assistance to accomplish the testing process for a qualified personnel listing.

CONSENT AGENDA:

1. **Board Meeting Action Summary—July 16, 2003**
2. **Resolution No. 46-03—Special Fire Tax-Rancho Murieta/Sloughhouse Area**

- **Board Action:**
Engellenner/Granados—Approve the Consent Agenda with noted Action Summary correction. Unanimous in favor by members present. Director Jones, absent. Motion passed.

ACTION ITEM(S)**1. 2003/04 Helicopter Insurance Contract—(Appel)**

[Taken out of order after Action Items 4 and 3]

- The following three proposals for helicopter insurance coverage were received:

ACE	\$83,893
AIG	\$84,753
HCC	\$76,013

The District's 2002/2003 helicopter insurance premium was \$90,360, with slightly less coverage. The proposal from HCC is 14% less than last year's quote and provides additional protection for Med Pay of non-District passengers and offers a pro-rata reimbursement of premium in the event the helicopter should become a total loss.

- Staff recommends the Fire Chief be authorized to contract the District's helicopter insurance coverage for 2003/2004 with Houston Casualty Company (HCC) at the quoted rate of \$76,013 plus 2% California Insurance Guarantee Association (CIGA), for a total premium of \$77,534.
- **Board Action:**
Stewart/Valley—Approve staff recommendation. Unanimous vote in favor by members present. Director Jones, absent.

2. Resolution No. 47-03—Industrial Disability Retirement Determination Assistant Chief Billy F. Hack—(Appel)

[Taken out of order after Closed Session]

- Staff recommended adopting the Resolution denying the application for an Industrial Disability Retirement for Billy F. Hack and determining that he is not incapacitated within the meaning of the Public Employees' Retirement Law for performance of his duties in the position of Assistant Chief.
- **Board Action:**
Duveneck/Trujillo – Adopt the Resolution denying the application. Unanimous vote in favor by members present. Directors Engellenner and Jones, absent.

3. Communications Center Manager Position- Assignment/Appointment—(Martinez)

[Taken out of order after Action Item 4]

- Attended the Sacramento Regional Fire/EMS Communications Center (SRFECC) Board meeting July 29—reported no response from District staff for the Comm Center Manager position and extended his personal recommendation in support of Director Vanderveen.

Met with Fire Chief Smith of the City of Sacramento subsequent to our last Board meeting and discussed options to fill the position. He was supportive of Director Vanderveen in the interim to allow time to explore a long-term solution conditioned on his resigning from the Metro Board.

The District Board has the option to support Director Vanderveen but the decision lies with the Comm Center Board for the selection.

- Director Vanderveen stated this issue emanated from the Comm Center staff requesting his consideration of service as the Comm Center Manager. There is no legal requirement to resign as Board Member for Sacramento Metropolitan Fire District but it is dependent upon the outcome of his meeting with Fire Chief Smith this Friday.
- President Goold supported both the nomination and Fire Chief Smith's concern that Director Vanderveen resign from his Board position on Metro to put full-time effort into bringing the Comm Center back in line in the coming year.
- Debbie Harris, Comm Center labor representative, spoke in support of Director Vanderveen and requested the Board consider taking action tonight.
- **Board Action:**
Valley/Stewart—Direct alternate delegate to nominate Director Vanderveen as the Communications Center Manager at the next (SRFECC) meeting. Directors Duveneck, Goold, Stewart, Trujillo, Valley, AYE. Director Engellenner, NO. Directors Granados and Vanderveen, abstaining. Director Jones, absent. Motion carried.
- Director Vanderveen stated he provided a previous letter of resignation as the Sacramento Metropolitan Fire District delegate on the Communications Center Governing Board, to be effective immediately.

ADDITION TO THE AGENDA:

Counsel Price stated action was taken at the last meeting on a County of Sacramento Easement for the Folsom Boulevard Widening Project in front of Station 63, but the documents were incomplete. This following item came to the District after the Agenda was posted and is time-sensitive; requested it be added as an Action Item.

- **Board Action:**
Stewart/Engellenner—Approve adding the item to the Agenda. Unanimous vote in favor by members present. Director Jones, absent.

4. Agreement for Acquisition of Property, Easement for Public Roadway, and Temporary Construction Easement—Folsom Boulevard Road Improvement Project – Station 63—(Price)

[Taken out of order after Presentation Item No. 1]

- Changes include recalculation of the square footage increasing the value of the eminent domain, and addition of a required Temporary Construction Easement (TCE) with a value over \$700.

Previous action in lieu of taking any compensation was valued at \$17,000 for the eminent domain. As a result of the recalculation and the addition of the Temporary Construction Easement, the value is now \$18,900.

- Staff recommends approval of the Easement, the Temporary Construction Easement, and the County Agreement for acquisition of right-of-way at no cost in exchange for installation of the traffic signal providing safe ingress and egress for Station 63; the District to provide the Opti-Com equipment.
- **Board Action:**
Stewart/Engellenner—Approve the staff recommendation. Unanimous vote in favor by members present. Director Jones, absent.

PRESENTATION ITEM(S)

1. Status of Engineers Testing Process—(Martinez)

[Taken out of order after Public Comment]

- Mandatory overtime concerns of field personnel shared by Administration but rules are determined primarily by the bargaining unit.

Item placed on the Agenda for Board direction.
- Historical background of testing process provided for various contracts. The Engineers test is given in April of the even years—only 11 successful candidates in 2002 resulting in a short list, with 2 on the list now. Concerns expressed on frequent testing.

- Recommend interim solution of an alternate testing process and voluntary list of qualified personnel for the sole purpose of upgrades to mitigate mandatories and not applicable to appointments; Engineers test be given in the spring to effectuate a list as early as possible.
- The contract can be modified mid-stream through the meet and confer process with the Fire Chief empowered to sign off on non-economic matters. Action Item unnecessary if resolution is mutually agreed upon between the Local and District on the testing process.
- Director Granados voiced a safety concern with personnel working many hours straight.
- Captain Pat Monahan of Local 522 reiterated the offer to work with management to get an Engineer testing process.
- **Board Action:**
General consensus that staff meet and confer with Local 522 and report back in Closed Session on August 20 under the standing Labor Negotiations item.

PRESIDENT'S REPORT None.

FIRE CHIEF'S REPORT—(Martinez)

- July 31 – Held Promotional Ceremony recognizing employees.
- Appeared last week before the Roseville City Council in support of their Fire Department's acquisition and operation of an ambulance transportation program.
- Letter received by Fire Chief Martinez and President Goold from Martin Nelson, the governance study consultant, with a number of suggestions. Presentation by Mr. Martin anticipated at first meeting in September relative to observations and recommendations. Material to be distributed shortly.
- State Budget is signed – trailer bills will be monitored. Analyzing revenue stream with presentation to the Finance Committee of updated information when available.
- Haz Mat Response Team in service August 1.

- By request, staff has participated in a few recent Wilton Fire Protection District Board meetings. An unfortunate string of fires has occurred; in addition, they have severed the employment of their Fire Chief. Our District has been asked to provide some management or operational oversight absent any reorganization discussions, and he will be meeting with a Board member and representative. Definitely want to help.
- Brian Rice of Local 522 brought to his attention the Fremont Fire Department lay-off of approximately 12 firefighters. Contacted the Fire Chief—no lateral program but an effort to help will be made.
- August 18 – Conducting a program for a group from India. Director Jones extended the invitation for some training on flood management; Assistant Chiefs Cooper and Hartley to provide oversight.

GENERAL COUNSEL’S REPORT—(Price) None.

COMMITTEE AND DELEGATE REPORTS:

Executive Committee—(Goold)

- Next meeting TBD

Communications Center Delegate—(Vanderveen)

- Next Meeting: August 26, 2003 – 10:30 a.m.

California Fire & Rescue Training Authority—(Stewart)

- Next Meeting: August 8, 2003 – 10 a.m.
Location: 4427 Dudley Blvd., McClellan

Finance Committee—(Stewart)

- Next meeting: August 20, 2003 – 5:00 p.m.

Policy Committee—(Duveneck)

- Next meeting: September 3, 2003 – 5:15 p.m.

INFORMATIONAL ITEM(S):

Newspaper(s):

1. Sacramento Bee, *Metro Fire is Priced Out of Insurance*, July 24, 2003

Correspondence:

1. City of Rancho Cordova Thank You/Martinez-SMFD
2. NFPA-California Building Code Adoption

RECESS FOLLOWED BY CLOSED SESSION 8:00 PM**RECONVENE TO OPEN SESSION 9:15 PM/CLOSED SESSION REPORT**

Report by General Counsel Price:

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to California Government Code Section 54956.9(a) – Two (2) Cases

(a) Billy F. Hack v. American River Fire Protection District WCAB SAC 165192

(b) Joe Anderson v. Sacramento Metropolitan Fire District Claim No. 6221010180

2. LABOR NEGOTIATIONS

Pursuant to California Government Code Section 54957.6

District Negotiator: Deputy Chief Teresa Means

Employee Organization: Sacramento Area Fire Fighters Local 522

Director Engellenner recused himself from discussion on Item 3 and departed @ 8:25 p.m.

3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to California Government Code Section 54956.8

Property: Located near the intersection of Watt Avenue and Myrtle Avenue, North Highlands, California 95660 and described as approximately 6.3 acres comprised of Sacramento County Assessor's Parcel No. 240-0660-010 & 240-0660-011.

Agency Negotiator: Chuck Horel, Project Manager

Negotiating Parties: Sacramento Metropolitan Fire District and Kevin J. Waddell

Under Negotiation: Price and terms/conditions of purchase

Property: Located near the intersection of Sunrise Boulevard and Douglas Road, Rancho Cordova, California and described as a to-be-created parcel consisting of approximately 2.5 acre portion of Sacramento County Assessor's Parcel No. 067-0030-009, located on the south side of Douglas Road east of Sunrise Boulevard.

Agency Negotiator: Chuck Horel, Project Manager

Negotiating Parties: Sacramento Metropolitan Fire District and Brian C. Vail

Under Negotiation: Price and terms/conditions of purchase

Property: Located near the intersection of Hazel Avenue and Roediger Lane, Fair Oaks, California and described as a to-be-created parcel consisting of approximately 0.25 acre portion of Sacramento County Assessor's Parcel No. 246-0520-010.

Agency Negotiator: Chuck Horel, Project Manager

Negotiating Parties: Sacramento Metropolitan Fire District and Cornel Vancea

Under Negotiation: Price and terms/conditions of purchase

1(a): Board received medical evidence. Discussed application for disability retirement.

Resolution for consideration under Action Item 2.

1(b): The District Workers' Compensation Counsel was provided settlement authority. If and when a settlement is effectuated, it will be announced in Open Session.

2: Board discussed issues relative to the upcoming labor negotiations—no action taken.

3: Board discussed the three properties identified and provided the District Negotiator, Chuck Horel, with parameters concerning price and terms for each parcel. If the District enters into a contract to purchase any of the three, it will be made a part of the public record.

BOARD MEMBER QUESTIONS AND COMMENTS

[Taken out of Order]

Duveneck:

- Thanked Engine Companies 105 and 106 for great work in putting out a fire August 4.

Stewart:

- Golf partner, Captain Steve Taylor-CDF, Placer County, conveyed his thanks to Fire Chief Martinez/Department for help from Station 26 on a structure fire July 4. Highly complimented their firefighting skills.

Granados:

- Attended the California Building Standards Commission meeting—NFPA 5000™ and NFPA 1 adopted—reference manuals are costly. Preventing fires is the most cost-effective method of providing fire protection. NFPA committee involvement needed to stay on the forefront—list to be provided.
- Concerned with the loss of a couple Fire Prevention personnel and the vacant Deputy Fire Marshal position.

Fire Chief Martinez emphasized extensive personnel outreach for all positions on a priority basis. Looking for a long-term solution to the difficulty of filling a number of sworn positions and rapidly coming to a decision point of going outside the Agency for mid-level supervisors possessing minimum qualifications. Shared the concern expressed.

Trujillo:

- Thanked staff for resolving the surveillance camera issue at Fleet Maintenance.

ADJOURNMENT:

The meeting was adjourned at 9:40 PM.

Grant B. Goold, President

James M. Stewart, Secretary

Charlotte Tilson, Clerk of the Board